

100-2282
21 (Release)

C. R. Luard

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OGC HAS REVIEWED.

20 October 1955

MEMORANDUM FOR: Director of Personnel

SUBJECT: Travel Agreement for Staff Employees Assigned
Outside the United States

1. This Office concurs in the agreement which you have forwarded with your memorandum dated 18 October 1955.

2. We note for the record that the new agreement is in accordance with law and Agency regulations, although it differs in one major respect from the agreement presently in use which it is designed to replace. The important difference is the deletion from this new agreement of a provision excepting employees who have served a previous overseas tour, or in Headquarters, from the requirement to repay the Agency for the cost of their travel overseas in the event that they terminate their tour for reasons within their control in less than twelve months after arriving at the overseas post.

3. The payment of travel expenses for employees assigned to permanent duty stations outside the United States, its territories and possessions, is governed by [REDACTED]

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[REDACTED] That section incorporates by reference P.L. 600, 79th Cong., which governs payment of travel expenses to Government employees generally. Although the Agency is not bound by the terms of P.L. 600, as amended, or other laws applying to Government employees generally, in the payment of travel expenses of employees assigned to permanent duty stations outside the United States, its territories and possessions, we have, in effect, made the terms of that Public Law into the Agency regulation governing such expenses. P.L. 600, as amended by P.L. 830, 81st Cong., does not allow an exception from the repayment provisions for employees with previous staff or overseas service. Therefore, insofar as the agreement presently in use conflicts with P.L. 600, as amended, it does not represent Agency policy. Under these circumstances, it is the opinion of this Office that the new agreement

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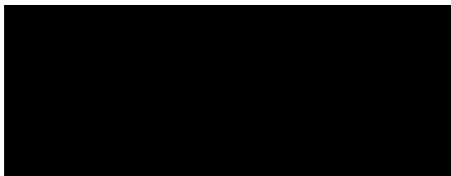
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is correct in law and does not represent a departure from established Agency policy in spite of the deletion of the exception allowed by the present agreement.

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Office of General Counsel

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